

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION FOR APPROVAL TO )  
ACQUIRE OWNERSHIP OF THE SEWAGE )  
TREATMENT FACILITIES LOCATED IN THE )  
BIG VALLEY MOBILE HOME PARK, FOR A ) CASE NO. 99-319  
CERTIFICATE OF PUBLIC CONVENIENCE AND )  
NECESSITY TO MAKE PLANT IMPROVEMENTS, )  
AND FOR APPROVAL OF RATES OF RATES )

ORDER

On February 11, 2000, the Commission issued an Order granting the transfer of ownership of Big Valley Mobile Home Subdivision Sewage Treatment Plant ("Treatment Plant") in Shepherdsville, Bullitt County, Kentucky to Big Valley Sanitation, Inc. ("Big Valley"). It simultaneously approved rates and granted Big Valley a Certificate of Public Convenience and Necessity for improvements at the Treatment Plant.

The transfer approved by the Commission was based on the proposed Agreed Judgment submitted with the application. The Commission specifically stated in its Order that any modification or alteration of the terms set forth in the Agreed Judgment other than those expressly stated by the Commission were to be undertaken only with prior approval of the Commission. On October 19, 2000, Big Valley submitted, for Commission approval, the final proposed Agreed Judgment it plans to submit to the Franklin Circuit Court.

The Commission, having considered the final Agreed Judgment submitted and being otherwise sufficiently advised, finds that:

1. The CPCN granted by the Commission on February 11, 2000 was for improvements and repairs consisting of replacing the aerators, pumps, chlorination unit, baffle and related appurtenances with an estimated cost of \$31,910 and nothing in the Agreed Judgment should be construed to authorize additional improvements. Therefore, any deviation or addition from the improvements and repairs expressly authorized by this Commission in its previous Order should only be undertaken with the prior approval of the Commission.

2. The modifications made to the Agreed Judgment do not change the Commission's findings of February 11, 2000, that Big Valley has the financial, technical and managerial ability to provide reasonable service.

3. The Commission's Order of February 11, 2000 should stand and should be incorporated by reference as if fully restated herein.

IT IS THEREFORE ORDERED that:

1. Nothing in the Agreed Judgment shall be deemed to supersede the authority of the Commission.

2. The Commission's Order of February 11, 2000 is incorporated herein by reference as if fully restated.

3. Any deviation or addition from the improvements and repairs expressly authorized by this Commission in its previous Order shall only be undertaken with the prior approval of the Commission.

4. Any modification or alteration of the terms set forth in the Agreed Judgment submitted to the Commission on October 19, 2000 shall be undertaken only with prior approval of the Commission.

Done at Frankfort, Kentucky, this 14<sup>th</sup> of December, 2000.

By the Commission

ATTEST:

  
Executive Director